



**Minutes of the
City Commission for the City of Traverse City**

Regular Meeting

October 17, 2016

A regular meeting of the City Commission of the City of Traverse City was called to order at the Commission Chambers, Governmental Center, 400 Boardman Avenue, Traverse City, Michigan, at 7 p.m.

The following Commissioners were in attendance: Mayor Jim Carruthers, Mayor Pro Tem Ross Richardson, Brian Haas, Richard I. Lewis, Amy Shamroe, and Tim Werner.

The following Commissioners were absent: Gary Howe.

The Pledge of Allegiance was recited.

Mayor Carruthers presided at the meeting.

There being no objection, Mayor Carruthers modified the order of the Agenda to consider Agenda Item 4(b) right after Agenda Item 4(c); and the remaining items on the Agenda were considered in their respective order.

As requested by Mayor Pro Tem Ross Richardson, Agenda Item 2(d) was removed from the Consent Calendar for individual consideration by the Commission.

As requested by Commissioner Tim Werner, Agenda Item 2(f) was removed from the Consent Calendar for individual consideration by the Commission.

2. Consent Calendar

Moved by Richardson, seconded by Haas, that the following actions as recommended on the amended Consent Calendar portion of the Agenda be approved:

- a. the minutes of the October 3, 2016, Regular Meeting, and the October 10,

2016, Study Session, be approved.

- b. the Mayor and City Clerk execute a Reimbursement Agreement with Conservation Resource Alliance in the amount of \$20,000 for it to provide professional support services to the Boardman River Dams Implementation Team in connection with the Boardman River Dams Project, with funds available in the General Fund.
- c. the Resolution Recognizing that the Michigan Local Government Management Association is now the Michigan Municipal Executives, be adopted.
- d. Removed from the Consent Calendar.
- e. the City Manager be authorized to issue a service order to City Services, Inc. in the amount of \$19,000.00, to perform two valve insertions with funds available in the Water Fund.
- f. Removed from the Consent Calendar.

CARRIED unanimously. (Howe absent)

Items removed from the Consent Calendar

a.

Consideration of a request from Owen Architects Collaborative, LLC, on behalf of Federated Properties, to extend the deadline by which construction must substantially commence by one year to November 17, 2017, in connection with the Special Land Use Permit which allows for the construction of a 65.5' tall, 5-story mixed-use building at 124 West Front Street.

The following addressed the Commission:

Russell Soyring, City Planning Director
Keith Owen, Principal, Owen Architects
Rick Buckhalter, 932 Kelley Street
Lauren Tribble-Laucht, City Attorney
Marty Colburn, City Manager

Moved by Richardson, seconded by Shamroe, that the City Commission approves the request from Owen Architects Collaborative, LLC on behalf of Federated Properties, LLC for a one-year extension of Special Land Use Permit 14-SLUP-02 (authorized November 17, 2014), which would extend the time by which construction must be substantially commenced to November 17, 2017.

CARRIED unanimously. (Howe absent)

b.

Consideration of declaring a 2007 International Plow Truck and sander surplus and authorizing a purchase order for a replacement truck, cab and chassis, to be used by the Streets Division, which is a scheduled purchase.

The following addressed the Commission:

Marty Colburn, City Manager

Moved by Werner, seconded by Haas that the City Manager be authorized to declare Vehicle #107, a 2007 International plow truck and equipment # 232, a Swenson sander surplus, and that the City Manager be authorized to issue a purchase order to Grand Traverse Diesel in the amount of \$127,115 for the purchase of one 2017 Western Star 4700SB's cab and chassis, and a purchase order to Truck and Trailer Specialties in the amount of \$110,088 for the required equipment package for said truck, with fund available in the Garage Fund for this planned vehicle and equipment replacement purchase.

CARRIED unanimously. (Howe absent)

3. Old Business

3(a).

Consideration of the Planning Commission's review of the City Commission's request for a recommendation on raising the maximum number of new Accessory Dwelling Units permitted from 10 to 20 each year

The following addressed the Commission:

Marty Colburn, City Manager

Moved by Richardson, seconded by Haas, that staff present the City Commission with a recommendation of the Planning Commission with respect to increasing the number of new accessory dwelling units allowed each year by April 3, 2017.

Russel Soyring, City Planning Director
Rick Buckhalter, 932 Kelley Street
Adrienne Rossi, 312 West Twelve Street
Kathy Borock, 214 West Eleventh Street
Jan Cleland, 211 West Eleventh Street
Kay Krapohl, 333 West Eleventh Street
Linda Lichty, 715 Pine Street

Roll Call:

Yes – Haas, Lewis, Shamroe, Richardson, Carruthers

No – Werner

CARRIED. (Howe absent)

3(b).

Consideration of a request from the City Manager to fill a Fire Inspector position within the Fire Department.

The following addressed the Commission:

Marty Colburn, City Manager
Jim Tuller, Fire Chief

Moved by Shamroe, seconded by Richardson, the City Commission approves the City Manager's request to fill a Fire Inspector position within the Fire Prevention Division of the Fire Department as outlined in the October 13, 2016, communication from the City Manager and October 12, 2016, communication

from the Fire Chief, with funds available in the Fire Department Budget.

CARRIED unanimously. (Howe absent)

4. New Business

4(a).

Consideration of scheduling a public hearing for November 7, 2016, regarding a request from Munson Medical Center for a Special Land Use Permit for the construction of an approximately 110-foot tall building at 1105 Sixth Street for a family birth and children's center, as recommended by the City Planning Commission.

The following addressed the Commission:

Marty Colburn, City Manager
Steve Tongue, Vice President of Facilities for Munson Medical Center
Al Pilog, President of Munson Medical Center

Moved by Lewis, seconded by Shamroe, that the request from Munson Medical Center for Special Land Use Permit 16-SLUP-01, to allow for the construction of a 110 foot tall family birth and children's center at 1105 Sixth Street, with conditions, as recommended by the Planning Commission, be scheduled for public hearing on November 7, 2016.

Mary Schubert, 6518 Peninsula Drive, Peninsula Township
Rick Buckhalter, 932 Kelley Street
Dr. David Wright, 10404 South Western Hills Drive
Sally Dykhuis, 302 North Spruce
Robert Sprunk, 7020 Logan, Peninsula Township

CARRIED unanimously. (Howe absent)

4(b).

Consideration of adopting a resolution of conceptual support for a high-speed digital infrastructure project to demonstrate an interest in collaboration for high-speed internet connectivity.

The following addressed the Commission:

Marty Colburn, City Manager
Katelyn Zeits, Deputy City Clerk

Moved by Shamroe, seconded by Richardson, that the Resolution in Support for High-Speed Digital Infrastructure Project, be adopted.

Rick Buckhalter, 932 Kelley Street
Jean Derenzy, Grand Traverse County Deputy Director of Planning and Development and Director of Community Development

CARRIED unanimously. (Howe absent)

4(c).

Consideration of a request from Mayor Carruthers for the City Commission to consider the request from Fern Spence for the City to remove the deed restriction at 1430 Wayne Street.

The following addressed the Commission:

Lauren Tribble-Laucht, City Attorney
Doug Spence, 658 Old Incochee Farm Trail
Fern Spence, 658 Old Incochee Farm Trail

Moved by Richardson, seconded by Shamroe, the City Commission enter into closed session immediately following the public comment portion of the agenda to discuss an attorney-client privileged communication in connection with the request from Fern Spence to remove the deed restriction at 1430 Wayne Street, as authorized by MCL 15.268(h).

Roll Call:

Yes – Haas, Lewis, Shamroe, Richardson, Werner, Carruthers

No – None.

CARRIED unanimously. (Howe absent)

5. Appointments

5(a).

Consideration of appointing a Planning Commission representative to serve on the Arts Commission, as recommended by the City Planning Commission.

Moved by Richardson, seconded by Haas, that Linda Koebert be appointed as the Planning Commission's Representative on the Arts Commission (seat previously held by Jan Warren), term expiring November 13, 2017.

CARRIED unanimously. (Howe absent)

5(b).

Consideration of appointing a Planning Commission representative to serve on the Grand Traverse Commons Joint Planning Commission, as recommended by the Planning Commission.

Moved by Haas, seconded by Shamroe, that Mike Grant be appointed to an unexpired three-year term as the Planning Commission's Representative on the Grand Traverse Commons Joint Planning Commission (seat previously held by Jan Warren), term expiring May 14, 2018.

CARRIED unanimously. (Howe absent)

6. Reports and Communications

The following were received and filed:

- a. Reports, announcements and correspondence from the City Manager.
- b. Announcements from the City Clerk.
- c. Reports, announcements and correspondence from the Mayor and City Commissioners.

- d. Reports and correspondence from other City officials, boards and committees.
 - 1. Reports from members of the Commission serving on boards.
 - 2. Minutes of the Traverse City Planning Commission meetings of August 2, 2016, September 7, 2016, September 20, 2016, and September 27, 2016.
 - 3. Minutes of the Arts Commission meetings of June 15, 2016, and August 17, 2016.
 - 4. Minutes of the Coast Guard Committee meetings of August 4, 2016, and September 1, 2016.
 - 5. Minutes of the Act 345 Retirement System meeting of July 27, 2016.
 - 6. Communication from the City Treasurer/Finance Director dated October 10, 2016, with the audit engagement letter.
- e. Reports and correspondence from non-City officials.
 - 1. Annual report from CH2M for July 1, 2015, through June 30, 2016, regarding its operation and management of the Traverse City Regional Wastewater Treatment Plant.

7. Public Comment

The following addressed the Commission:

- c. Reserved.
 - 1. Tyler Bevier, representing BATA, "...with a BATA Transit 101 Presentation of who they are and what they do."

There being no objection, Mayor Carruthers moved presentation to the November 7, 2016, regular meeting.

d. General.

Chris Maxbauer, 503 West Eighth Street
Bill Wiesner, 7998 East Fouch Road, Elmwood Township

e. Mayor and City Commissioners.

The City Commission entered into closed session at 9:27 pm.

The City Commission returned to Open Session at 9:46 pm.

Moved by Richardson, seconded by Lewis, that the City take no action on removing the deed restriction at this time.

The following addressed the Commission:

Kay Krapohl, 333 West Eleventh Street
Anna Joseph, 1422 Wayne Street
Sally Dykhuis, 302 North Spruce
Scott Joseph, 1422 Wayne Street
Deyar Jamil, 892 Lodge Point Lane, Garfield Township
Joy Smeltekop, 1440 Wayne Street
Ben Lampeer, 555 Old Incochee Farm Trail
Bob Otwell, 525 Washington Street

CARRIED unanimously.

8. Adjournment

There being no objection, Mayor Carruthers declared the meeting adjourned at 10:08 pm.

Katelyn Zeits, CMC
Deputy City Clerk

Approved: _____, _____
(Date) (Initials)